

# The Gazette



# of India

PUBLISHED BY AUTHORITY

No. 14 ]

NEW DELHI, SATURDAY, APRIL 2, 1949

**NOTICE**

The undermentioned Gazettes of India Extraordinary were published during the week ending the 30th March 1949 :—

S. No.	No. and Date	Issued by	Subject
1	No. 91-C.W.(2)/49, dated the 25th March 1949.	Ministry of Commerce . . .	Cancellation of Open General Licence No. I.
2	Resolution No. 12 (1)-Tex.I/49, dated the 26th March 1949.	Ministry of Industry and Supply . . .	Recommendations of the Textile Production Control Committee.
3	No. F 1 (71)/48.L.S.G (I), dated the 25th March 1949.	Ministry of Home Affairs (Chief Commissioner of Delhi).	Notices under Section 4 of the Resettlement of Displaced persons (Land Acquisition) Act, 1948 to certain persons of Delhi.
4	No. F. 7-WL(I)/47, dated the 25th March 1949	Ministry of Law . . .	Resolution of the Constituent Assembly (Legislative) regarding extension of the period mentioned in Sections 2 and 3 of the India (Central Government & Legislature) Act 1946 as adopted by the India (Provisional Constitution) Order 1947.
5	No. 9-I.T.C./49, dated the 29th March 1949.	Ministry of Commerce . . .	Further amendments in the Open General Licence No. XI.
6	No. 34-T (14)/49, dated the 29th March 1949.	Ditto . . .	Declaration of the French Settlements of Pondicherry, Karikal, Mahe, Yanam, and Chandernagore to be foreign territories with effect from 1st April 1949.
7	No. 12, dated the 29th March 1949	Ministry of Finance (Revenue Division)	Appointment of Collectors of Central Excise, Madras and Calcutta to be the collectors of Land Customs for the areas in their respective jurisdictions.
8	No. 13, dated the 29th March 1949	Central Board of Revenue . . .	Appointment of certain Officers and peons, of the Collectorate of Central Excise, Madras, in the districts of South Arcot and Tanjore to be Land Customs Officers within their respective jurisdictions adjoining French Settlement.
9	No. 14, dated the 29th March 1949	Ditto . . .	Further amendment in the Land Customs Act, 1924 from 1st April 1949.
10	No. 15, dated the 29th March 1949	Ditto . . .	Form of application for a permit for the passage of goods by land out of or into the foreign territory of Pondicherry or Karikal into or from the Province of India.
11	No. 16, dated the 29th March 1949	Ditto . . .	Prescribing and limiting the powers of the Collector of Land Customs, Madras and the Land Customs Officers of the Collectorate of Central Excise, Madras.
12	No. 17, dated the 29th March 1949	Ministry of Finance (Revenue Division)	Cancellation of the Notification No. 11-A-Customs, dated the 15th February 1941 with effect from 1st April 1949.
13	No. 18, dated the 29th March 1949	Central Board of Revenue . . .	Further amendment in Notification No. 42-Customs, dated the 25th June 1927 with effect from 1st April 1949.
14	No. 19, dated the 29th March 1949	Ministry of Finance (Revenue Division)	Cancellation of Notification No. 13 Customs, dated the 22nd February 1941 with effect from 1st April 1949.
15	No. 20, dated the 29th March 1949.	Ditto . . .	Prohibiting, with effect from the 1st April 1949, the bringing into any province of India from the French Settlements, of goods liable to duty under the Indian Tariff Act, 1934.

S. No.	No. and Date	Issued by	Subject
16	No. 21, dated the 29th March 1949.	Ministry of Finance (Revenue Division)	Further amendment in the Notification No. 2145, dated the 2nd June 1924.
17	No. 22, dated the 29th March 1949.	Ditto	Further amendment in the Notification No. 38-Customs, dated the 22nd June 1935.
18	No. 23, dated the 29th March 1949.	Ditto	Cancellation of the Notification No. 38-Customs, dated the 7th June 1941.
19	No. 24, dated the 29th March 1949.	Ditto	Prohibiting the payment of drawback upon the re-exportation of goods to the port of Pondicherry or the port of Karikal.
20	No. 27, dated the 29th March 1949.	Central Board of Revenue	Further amendments in Notification No. 45-Customs, dated 14th September 1929 and Notification No. 31-Customs, dated 30th August 1930.
21	No. 28, dated the 29th March 1949.	Ditto	Cancellation of the Notification No. 19-Customs, dated the 29th March 1941.
22	No. 27, dated the 29th March 1949.	Ministry of Finance (Revenue Division)	Prohibiting, with effect from 1st April 1949, the shipment for export of warehoused goods to the port of Pondicherry or the port of Karikal
23	No. 28, dated the 29th March 1949.	Central Board of Revenue	Cancellation of the Notification No. 9-Customs, dated the 15th February 1941.
24	No. 29, dated the 29th March 1949.	Ministry of Finance (Revenue Division)	Prohibiting, at all Customs ports, the transhipment of the classes of goods specified in the Schedule.
25	No. I/(26), dated the 17th March 1949.	Ministry of Relief and Rehabilitation	Possession of and control over certain evacuee properties in the Province of Delhi.
26	No. 10-ITC/49, dated the 30th March 1949.	Ministry of Commerce	Further amendments in the Open General Licence No. XI.
27	No. 91-CW(3)/49, dated the 30th March 1949.	Ditto	List of authorities competent to cancel licences under late Dept. of Commerce, No. 91.C.W.(1)/45, dated the 3rd November 1948.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of this Gazette.

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## PART I—Section 1

## Government of India Notifications relating to Rules, Regulations and Orders, and Resolutions (other than the Ministry of Defence)

## CONSTITUENT ASSEMBLY OF INDIA

New Delhi, the 28th March 1949

**No. OA/8/Ser/49.**—Shri Kusumkant Jain has been duly chosen as a representative of the United State of Gwalior-Indore-Malwa (Madhya Bharat) in the Constituent Assembly of India vice Shri Kaluram Virulkar, resigned.

JUGAL KISHORE KIANNA, Dy. Secy.

## MINISTRY OF HOME AFFAIRS

New Delhi, the 24th March 1949

**No. 16/10/48-Pub.**—The Table of Precedence published in the Ministry of Home Affairs notification No. 16/10/48-Public, dated the 16th October 1948, is amended as follows:—

## (i) In Article 7—

For the entry “Visiting Ambassadors and Ministers Plenipotentiary including Ambassadors of India”, substitute the following entries:—

“Ambassadors of India.”

“Visiting Ambassadors and Ministers Plenipotentiary”.

## (ii) In Article 17—

(a) For the entry “Legal Adviser, Ministry of External Affairs” substitute “Kanwar Dulip Singh, Legal Adviser, Ministry of External Affairs”.

(b) Add the entry “Deputy High Commissioners of Commonwealth Governments in India”.

(c) Delete the entry “Regional Commissioners within their respective charges”.

New Delhi, the 30th March 1949

**No. 7/5/49-Ests.**—In exercise of the powers conferred by section 241 of the Government of India Act, 1935, the Governor General is pleased to direct that the following further amendment shall be made in the rules published with the notification of the Government of India in the

## (iii) In Article 18—

Delete the entry “Deputy High Commissioners of Commonwealth Governments in India”.

## (iv) In Article 19—

(a) Add the following entries:—

1. Surveyor General of India,
2. Director General of Civil Aviation in India,
3. Members of a Board of Revenue,
4. Director General of Ordnance Factories.

(b) Delete the following entries:—

1. “Regional Commissioners outside their respective charges”.
2. “Director General of Disposals”.

2. The following shall be added as “Note 2” at the foot of the Table of Precedence, the existing note being numbered as “Note 1”:—

“NOTE 2.—Officers in the Table of Precedence will take rank in order of the numbers of entries; those included in one number shall take precedence *inter se* according to the date of entry into that number.”

H. V. R. IENGAR, Secy.

New Delhi, the 28th March 1949

**No. 57/4/49-Ests.**—In pursuance of clause (1) of the proviso to sub-section (1) of section 60 of the Code of Civil Procedure 1908 (Act V of 1908), the Central Government is pleased to direct that the following amendment shall be made in the notification of the Government of India, in the late Home Department, No. 186/37-Judicial, dated the 2nd October 1940, namely:—

In the said notification after item (6) the following shall be added, namely:—

“(6) All allowances granted to provide relief against the increased cost of living.”

late Home Department No. F.9-19/30-Ests., dated the 27th February 1932, namely:—

In the Schedule appended to the said rules, under the heading “Commerce Department” after the entries relating to “Mercantile Marine Administration, etc.” the following sub-head and entries shall be inserted, namely:—

## Office of the Custodian of Enemy Property, Bombay

*Deftaries, Havildars, Chowkidars, Peons, Hamaols, etc.	Deputy Custodian of Enemy Property.	Deputy Custodian of Enemy Property.	All	Controller of Enemy Firms & Enemy Trading & Custodian of Enemy Property.
Superintendents, Assistant Superintendent, Assistants, Stenographers, Upper Division Clerks, Lower Division Clerks.	Controller of Enemy Firms & Enemy Trading and Custodian of Enemy Property.	Do. Controller of Enemy Firms & Enemy Trading and Custodian of Enemy Property.	(i) to (v) (vi) & (vii)	Do. Joint Secretary, Commerce Ministry.

C. B. GULATI, Under Secy.

New Delhi, the 26th March 1949

**No. 8/6/49-Judl-I.**—In exercise of the powers conferred by section 2 of the Ajmer-Merwara (Extension of Laws) Act, 1947 (LII of 1947), the Central Government is pleased to extend, to the Province of Delhi, the Indian Medical Degrees (Madras Amendment) Act, 1940 (XX of 1940), as permanently re-enacted by Madras Act VII of 1948.

**No. 8/6/49-Judl-II.**—In exercise of the powers conferred by section 7 of the Delhi Laws Act, 1912 (XIII of 1912), the Central Government is pleased to extend, to the Province of Delhi, the Indian Medical Degrees (Madras Amendment) Act, 1940 (XX of 1940), as permanently re-enacted by Madras Act VII of 1948.

E. C. GAYNOR, Dy. Secy.

New Delhi, the 28th March 1949

**No. 6/13/49-P.L.**—In exercise of the powers conferred by section 3 of the Indian Passport Act, 1920 (XXXIV of 1920), the Central Government is pleased to direct that with effect from the first April 1949, the following further amendments shall be made in the Indian Passport Rules, 1921, namely:—

In sub-rule (1) of Rule 5 of the said Rules—

- (i) in clause (c) after the words “any foreign possession in India” add “except the French Establishments of Pondicherry and Karikal”; and
- (ii) for clause (g) substitute the following clause—  
“(g) persons domiciled in a foreign possession in India, proceeding from any foreign possession in India except the French Establishments of Pondicherry and Karikal.”

F. SINGH, Dy. Secy.

New Delhi, the 20th March 1949

**No. 38/2/49-Police II.**—In exercise of the powers conferred by section 3 of the Delhi Special Police Establishment Act, 1946 (Act XXV of 1946), the Central Government is pleased to direct that the following amendment shall be made in the notification of the Government of India in the Ministry of Home Affairs, No. 38/3/48-S.P.E., dated the 3rd June 1948—

The semi-colon at the end of clause (b) of the said notification shall be omitted and the following shall be added, namely—

“and offences under the Foreign Exchange Regulation Act, 1947, (Act VII of 1947);”.

U. K. GHOSHAL, Dy. Secy.

#### MINISTRY OF EXTERNAL AFFAIRS

New Delhi, the 29th March 1949

**No. 99-EUNI/49.**—In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, the Central Government is pleased to direct that the notifications of the Government of India in the late External Affairs Department No. 25-X, dated 18th February 1941 and No. 24-X, dated the 18th February 1941 shall, with effect from 1st April 1949, be cancelled.

P. A. MENON, Joint Secy.

#### MINISTRY OF STATES

New Delhi, the 23rd March 1949

**No. 63-IB.**—In exercise of the powers conferred by section 4 of the Extra-Provincial Jurisdiction Act, 1947 (XLVII of 1947), and of all other powers enabling it in that behalf, the Central Government is pleased to direct that the following further amendment shall be made in the Orissa States (Application of Laws) Order, 1948, namely:—

In the second schedule to the said Order after the entry “the European Vagrancy Act, 1874 (IX of 1874)” the following entry shall be inserted, namely:—

“The Sea Customs Act, 1878 (VIII of 1878).”

**No. 64-IB.**—In exercise of the powers conferred by section 4 of the Extra-Provincial Jurisdiction Act, 1947 (XLVII of 1947), and of all other powers enabling it in that behalf, the Central Government is pleased to direct that the following amendment shall be made in the notification of the Government of India in the Ministry of States No. 859-IB, dated the 24th November 1948, namely:—

After the word “omitted” the words “and shall be deemed never to have been inserted in the 2nd schedule” shall be added.

**No. 66-IB.**—In exercise of the powers conferred by section 4 of the Extra Provincial Jurisdiction Act, 1947 (XLVII of 1947), and of all other powers enabling it in that behalf, the Central Government is pleased to direct that the following further amendments shall be made in the Himachal Pradesh (Application of Laws) Order, 1948, namely:—

In the schedule annexed to the said Order—(1) under the heading “Central Acts”, after the entry “1908

Explosive Substances Act, VI of 1908” the following entry shall be inserted, namely:—

Indian Limitation Act, IX of 1908 (1) Omit sub-sections (2) and (3) of section 1.

(2) After sub-section (2) of section 29, insert the following sub-section (2 A):—

“(2 A). Any suit, appeal or application for which a longer period of limitation was prescribed by the enactments in force in a State or States now comprising Himachal Pradesh, than that prescribed by this Act and which would be barred on the date of application of this Act to Himachal Pradesh or within three calendar months thereafter, may be brought within six calendar months from the date aforesaid and such suit, appeal or application shall be deemed to have been instituted, preferred or made within the period of limitation.”

(3) Insert the words, “and Court of the Judicial Commissioner, Himachal Pradesh”, after “the High Court of East Punjab” in Article 162 of the First Schedule.”

(2) Under the heading “Punjab Acts”

(i) After the entry relating to “1911 The Punjab Municipal Act III of 1911” the following entry shall be inserted, namely:—

“1913. The Redemption of Mortgages (Punjab) Act, II of 1913. . .

(ii) After the entry relating to “1934. The Punjab Tobacco Vend Fees Act, V of 1934” the following entry shall be inserted, namely:—

“1936. The Punjab Entertainments Duty Act, III of 1936.” (1) Omit the words beginning with “it shall also be laid,” and ending with, “may make therein” in sub-section (2) of Section 3.

(2) Substitute the following Schedule for the Schedule given in the Act “Schedule

- (a) The Municipal area of Chamba.
- (b) The Municipal area of Mandi.
- (c) The Municipal and Cantonment areas of Nahan.
- (d) The Notified area of Sanjauli.
- (e) The Municipal area of Solan.”

(iii) After the entry relating to “1936. The Punjab Copying Fees Act, V of 1936” the following entry shall be inserted, namely:—

“1988. The Punjab Restitution of Mortgaged Lands Act, IV of 1938. (1) For sub-section (3) of section 1, substitute the following sub-section:—

“(3) It shall come into force on the date on which this Notification is published in the official Gazette.”

(2) Substitute the following for para. 1 of Section 2—

“Notwithstanding anything contained in any enactment for the time being in force, this Act shall apply to any subsisting mortgages of land which were effected more than 30 years prior to the date on which an application for the restitution of the possession of the mortgaged land under section 4 of this Act is made.”

Provided that it shall not apply to any mortgage made under section 6 of the Punjab Alienation of Land Act.”

**No. 67-IB.**—Whereas the Central Government has full and exclusive authority, jurisdiction and powers for, and in relation to, the governance of the States of Pudukkottai and Bangalore;

Now, therefore, in exercise of the powers conferred by section 4 of the Extra-Provincial Jurisdiction Act, 1947 (XLVII of 1947), and of all other powers enabling it in that behalf, the Central Government is pleased to direct that the Indian Electricity Act, 1910 (IX of 1910), shall apply to the said States subject to any amendments which are for the time being in force in the Province of Madras and subject to the following Modifications and Restrictions, namely:—

- (1) All references to the Provincial Government in the said enactment shall be construed as references to the Government of Madras; and any reference to Provinces of India or any part of Provinces of India shall be construed as including a reference to the States of Pudukkottai and Bangalore;
- (2) sub-section (3) of section 1 shall be omitted;
- (3) the said enactment shall supersede the corresponding State enactment (by whatever name called), if any, at present in force in the said States;
- (4) any Court, Tribunal or authority may construe the provisions of the enactment applied by this Order to the said States and of any notification, order, bye-law, rule or regulation made or issued thereunder, with such modification, not affecting the substance, as may be necessary or proper in order to adapt them to the matter before the Court, Tribunal or authority, as the case may be.

HARI SHARMA, Dy. Secy.

#### MINISTRY OF FINANCE

##### RESOLUTION

New Delhi, the 24th March 1949

**No. F. 12(1)-Est.IV/49**—With reference to rule 2(10) of the Supplementary Rules, the Governor-General is pleased to declare the Principal Private Secretary to the Prime Minister to be the head of a Department.

ORDERED that the Resolution be published in the *Gazette of India*.

B. L. BATRA, Dy. Secy

#### MINISTRY OF FINANCE (REVENUE DIVISION)

##### CUSTOMS

New Delhi, the 26th March 1949

**No. 11.**—In exercise of the powers conferred by section 23 of the Sea Customs Act, 1878 (VIII of 1878), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the Ministry of Finance (Revenue Division), No. 42-Customs, dated the 9th October 1948, namely:—

In the Schedule annexed to the said notification, after the entry relating to "Gypsum", the following entry shall be inserted, namely:—

"87 Raw Kapok."

##### CENTRAL EXCISES

New Delhi, the 26th March 1949

**No. 7.**—In exercise of the powers conferred by sub-rule (1) of rule 8 of the Central Excise Rules, 1944, the Central Government is pleased to exempt from the whole of the duty leviable thereon under the Central Excises and Salt Act, 1944 (I of 1944), cloth which has been produced in factories commonly known as power-looms (without spinning plants), and in respect of which the maximum ex-factory price has not been specified by the Textile Commissioner under the Cotton Textiles (Control) Order, 1948.

A. N. PURI, Dy. Secy.

#### INCOME-TAX

New Delhi, the 26th March 1949

**No. 21.**—It is notified for general information that the Central Government have approved the institution mentioned below for the purposes of sub-section (1) of section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"Bombay

278. Victoria Memorial School for the Blind, Bombay."

**No. 22.—Corrigendum.**—In the Ministry of Finance (Revenue Division) Notification No. 67, dated the 21st October 1948, published in the *Gazette of India*, dated 23rd October 1948 for item "214 Ayurvedic College and Hospital, Jullundur" read "214 Dayanand Ayurvedic College and Hospital, Amritsar".

PYARE LAL, Dy. Secy.

#### INCOME-TAX

New Delhi, the 26th March 1949

**No. 23.**—It is notified for general information that the Central Government have approved the institution mentioned below for the purposes of sub-section (1) of section 15B of the Indian Income-tax Act, 1922 (XI of 1922):—

"Bombay

276 National Young Women's Christian Association of India, Burma and Ceylon, Bombay."

S. P. LAHIRI, Under Secy.

#### CORRIGENDUM

New Delhi, the 18th March 1949

In the notification of the Government of India in the Ministry of Finance (Revenue Division) No. 2, dated the 18th December 1948, published at page 1709 of the *Gazette of India*, Part I, Section 1, dated the 25th December 1948, in column 2 of the schedule, in the entry against "Gorakhpur", for "Chilloopur" and "Shawapar" read "Chilloopar" and "Bhawapar", in the entry against "Bara Banki", for "Subena" read "Subela", and in the entry against "Gonda", for "Utrula" read "Utraula".

W. SALDANHA, Under Secy.

#### MINISTRY OF COMMERCE

##### EXPORT TRADE CONTROL

New Delhi, the 2nd April 1949

**No. 91-CW(7)/48.**—In exercise of the powers conferred by sub-section (1) of section 3 of the Imports and Exports (Control) Act, 1947 (XVIII of 1947), the Central Government is pleased to direct that the following further amendment shall be made in the Open General Licence No. 3 published with the Notification of the Government in the late Ministry of Commerce No. 91-CW(7)/48, dated the 22nd November 1948, namely:—

Item (iv) of the list of goods given in the said Open General Licence, shall be omitted.

**No. 91-C.W.(10)/48.**—In exercise of the powers conferred by sub-section (1) of section 3 of the Imports and Exports (Control) Act, 1947 (XVIII of 1947), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the late Department of Commerce, No. 91-C.W.(1)/45, dated the 3rd November 1945, namely:—

In the Schedule annexed to the said notification, in Part C, item 7, for the word, "excluding brass locks and padlocks" the following words shall be substituted, namely:—

"excluding brass locks and padlocks and art brass-ware."

V. C. TRIVEDI, Dy. Secy.

## TRADE MARKS

New Delhi, the 2nd April 1949

**No. 105(1)-Misc.(B)/49.**—In exercise of the powers conferred by sub-section (1) of section 84 of the Trade Marks Act, 1940 (V of 1940), the Central Government is pleased to direct that the following further amendment shall be made in the Trade Marks Rules, 1942, the same having been previously published as required by the said sub-section, namely:—

In the Seventh Schedule to the said Rules, in item 14, for the words "Murwari Chamber of Commerce", the words "Bharat Chamber of Commerce" shall be substituted.

## REGISTRATION OF ACCOUNTANTS

New Delhi, the 2nd April 1949

**No. 21-A(27)/48.**—In exercise of the powers conferred by sub-section (2) of section 144 of the Indian Companies Act, 1913 (VII of 1913), the Central Government is pleased to direct that the following further amendment shall be made in the Auditor's Certificates Rules, 1932, the same having been previously published as required by the said sub-section, namely:—

In the said Rules:—

I In clause (b) of rule 2, and in clause (a) of rule 21 after the words "or of the University of Travancore" the following words shall be inserted, namely:—

"or of the Rajputana University"

II. In sub-clause (ii) of clause (u) of sub-rule (8) of rule 22, and in clause (b) of rule 41 after the words "or of the Osmania University", the following words shall be inserted, namely:—

"or of the Rajputana University."

## ORDER

## ENEMY TRADING

New Delhi, the 2nd April 1949

**No. 80(1)-E.T./48.**—In pursuance of paragraph 9A of the Enemy Property (Custody and Registration) Order, 1939, the Central Government is pleased to direct that the sum of Rs. 3,896-11-0 (Rupees three thousand three hundred and ninety-six and aumas eleven only) belonging to the Bangkok Dock Co. Ltd., Bangkok, which is vested in the Custodian of Enemy Property for the Dominion of India by virtue of the late Department of Commerce notification No. 72(1)-Tr.(W)/39, dated the 2nd November 1939, and No. 49(23)-Tr.(W)/40, dated the 6th June 1940, shall be paid by the said Custodian to the Hongkong and Shanghai Banking Corporation, Bombay, for the account of the Bangkok Dock Co. Ltd.

S. RANGANATHAN, Joint Secy

## MINISTRY OF INDUSTRY AND SUPPLY

Bombay, the 25th March 1949

**No. 9(9)-Tex.1/49.**—In exercise of the powers conferred upon me by clause 34 of the Cotton Textiles (Control) Order, 1948, and with the sanction of the Central Government, I hereby direct that the following further amendment shall be made in the Textile Commissioner's Notification No. 80-Tex 1/48(ii), dated the 27th April 1948, namely:—

In the table appended to the said Notification for the entry in column 2 against Serial No. 1, the following entry shall be substituted, namely:—

"(i) Provincial Textile Controller, Bombay.

(ii) Deputy Provincial Textile Controller, Bombay."

**No. 9(9)-Tex.1/49(i).**—In exercise of the powers conferred upon me by clause 34 of the Cotton Textiles (Control) Order, 1948, and with the sanction of the Central Government, I hereby direct that the following further amendment shall be made in the Textile Commissioner's

Notification No. 80-Tex.1/48(iii), dated the 27th April 1948, namely:—

For entry No. (vii) in the said notification the following shall be substituted:—

"(vii) Ajmer-Merwara.—Officers of the Police Department not below the rank of a Sub-Inspector of Police, Stipendiary Magistrate I Class, Tahsildars of Ajmer, Beawar and Kukri, Officers of the Civil Supplies Department not below the rank of a Sub-Inspector."

Bombay, the 26th March 1949

**No. 9(9)-Tex.1/49.**—With reference to the Notification of the Textile Commissioner No. 90/14.Tex.1/48, dated 30th July 1948, I hereby direct that the following amendments shall be made in the Notification No. 80-Tex.1/48 (iv), dated 2nd October 1948, namely:—

(I) In the said notification after clause (b), the following shall be inserted, namely:—

"(c) To sell and deliver cloth intended for export to any dealer holding a licence granted by me under sub-clause (1) of clause 2A of the Cloth and Yarn (Export Control) Order, 1945, who produces a declaration in Form "B" countersigned by the Export Trade Controller, and to agree to sell such cloth to a licensed export wholesale dealer provided that agreement made without such a declaration shall be void and unenforceable if such declaration is not produced before the manufacturer within 30 days of the making of the agreement"

(II) In "C" of the instructions relating to form "A" appended to the said notification, after the words "The name of the Mill", the words "or the licenced export wholesale dealer" shall be inserted.

(III) After the instructions relating to form "A" appended to the said notification, the following shall be added, namely:—

## "FORM B

I hereby declare that (a)..... of (b)..... which I am purchasing from (c)..... is within my export wholesale dealer's licence No. .... dated..... which is valid upto (d).....

Date.....

(Signature)

Name of the Licensee.

(a) Quantity.

(b) Full description of cloth including Tex-Trade Mark and Index No., if any, together with month and year of manufacture it stamped by the manufacturer.

(c) The name of the mill from whom the purchase is to be effected.

(d) Date of expiry of the export wholesale dealer's licence."

T. P. BARAT, Textile Commissioner.

New Delhi, the 23rd March 1949

**No. 87.**—In exercise of the powers conferred by section 4 of the Essential Supply (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to direct that the following further amendment shall be made in the Notification of the Government of India in the Ministry of Industry and Supply No. 190, dated the 23rd June 1948, namely:—

In the first column of the Schedule annexed to the said notification for the words "All District Magistrates in East Punjab" the following shall be substituted, namely:—

"(1) All District Magistrates in East Punjab.

(2) All District Organizers Civil Supplies and Rationing in East Punjab.

(3) All District Civil Supplies and Textile Officers in East Punjab.

(4) District Fuel Control Officer, Jullundur and Ambala Districts".

New Delhi, the 24th March 1949

**No. 94.**—In exercise of the powers conferred by clause 4 of the Colliery Control Order, 1945, as continued in force by section 17 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to direct that the following further amendment shall be made in the notification of the Government of India in the late Department of Industries and Supplies, No. 19, dated the 9th January 1946, namely:—

In the said notification under the heading "I Collieries in Bengal and Bihar" in part "(b) Coke" for the entries relating to "Hard Coke" the following shall be substituted, namely:—

"Hard Coke—

A— From by-product ovens, and from Kulti Coke Ovens of M/S. Indian Iron and Steel Company Limited.	Large Rubble or Smithy Over 1"	Rs. 28-12-0
(i) If the ash content exceeds 24% but does not exceed 30%		
(ii) If the ash content does not exceed 24%	Rs. 34 12-0	Rs. 28 0 0
(iii) If the ash content does not exceed 24%		
B— From Bee-hive and Country Ovens—	Rs. 34-0-0"	Rs. 34-0-0"
(i) If the ash content exceeds 24% but does not exceed 30%		
(ii) If the ash content does not exceed 24%		

P. R. DAS GUPTA, Dy Secy

New Delhi, the 23rd March 1949

**No. 38(3)IRP/48.**—*Corrigendum.*—In the Notification of the Government of India in the Ministry of Industry and Supply No. 38(3)IRP/48, dated the 9th August 1948 and published at page 999 of the *Gazette of India*, Part I, Section 1, dated the 14th August 1948, in entry No. 7 under the heading East Khandesh District in Schedule A, for "dated 27th August, 1948" read "dated 27th August, 1943".

P. S. SUNDARAM, Under Secy.

New Delhi, the 17th March 1949

**No. I(2)-5(1)/49.**—In paragraph 1(3) of the Ministry of Industry and Supply Resolution No. I(4)-5(1)/49, dated the 10th August 1948 the words 'Labour' may be added after 'Agriculture'

#### ORDER

ORDERED that a copy of the above notification be communicated to all Provincial Governments and Administrations, all Ministries of the Government of India, the Indian Trade Commissioners, all Indian Embassies, the High Commissioner for India, London, His Majesty's Trade Commissioner in India, all Chambers of Commerce and Associations, the Director of Commercial Intelligence and Statistics Calcutta, the High Commissioner for India in Pakistan, Karachi, the High Commissioner for Pakistan in India, New Delhi, and the Secretary, Indian Tariff Board.

ORDERED also that it be published in the *Gazette of India*.

S. A. VENKATARAMAN, Secy

#### MINISTRY OF AGRICULTURE

New Delhi, the 25th March 1949

**No. 29-9/46-FY.**—The rules regulating the method of recruitment to Class I and Class II posts of the Central

Fisheries Research Institutes contained in the enclosure to this notification are published for general information.

#### CENTRAL FISHERIES RESEARCH INSTITUTE

##### RECRUITMENT RULES FOR CLASS I POSTS

###### *Central Fisheries Research Institute (General Central Service Class I Recruitment Rules)*

1. These rules may be called the Central Fisheries Research Institute (General Central Service Class I Recruitment Rules).

2. In these Rules unless there is anything repugnant in the subject or context:—

- (a) 'Government' means the Central Government.
- (b) 'The Commission' means the Federal Public Service Commission.
- (c) 'The Service' means the Central Fisheries Research Institute (General Central Service Class I).
- (d) 'Direct appointment' means appointment otherwise than by promotion or transfer from another service.

3. Recruitment to the Service shall be made by direct appointment on the recommendation of the Commission subject to the orders regarding communal representation in services issued by the Ministry of Home Affairs from time to time and when it is considered desirable, the posts may be filled by promotion in consultation with the Commission. In the case of Class I service, 75 per cent. of the posts will be filled by direct recruitment and 25 per cent. by promotion from Class II posts in the Institute by merit only or by transfer from other allied Scientific Departments.

4. Every candidate for direct appointment:

- (a) must be either
  - (i) a national of the Indian Dominion by birth or by domicile, or
  - (ii) a person of Indian descent, or a ruler or a citizen of an Indian State, or a citizen of the Pakistan Dominion or of any other territory adjacent to India in whose favour a declaration of eligibility has been issued by the Government of the Dominion of India.
- (b) Must be of such age as Government shall prescribe between 26 and 40 years on the 1st day of April in the year of recruitment, provided that when Government require a recruit with special qualifications, they may modify the maximum age limit. For appointment by promotion or transfer the candidates should not be normally more than 45 years old.
- (c) Should possess such degree or other academic qualifications of a recognised University (*vide* list attached), training and experience as Government shall for each recruitment specify.
- (d) Must satisfy the Government that his/her character and antecedents are such as to make him/her suitable in all respects for appointment to the Service.

5. The decision of the Commission on the question is not practicable to obtain a suitable candidate who fulfils all the requirements of rule 4

6. The Government may modify or waive all or any of the requirements of rule 4(a), (b) and (c) when an appointment for work of a special nature is to be made and it is not practicable to obtain a suitable candidate who fulfills all the requirements of rule 4.

7. A candidate must be in good mental and bodily health and free from any physical defect likely to interfere with the discharge of his/her duties as an officer of the Service. A candidate who (after such medical examination as Government may prescribe) is found not to satisfy those requirements will not be appointed.

8. Every candidate must, at the time of application, pay such fee as the Government may, after consulting the Commission from time to time, prescribe. Candidates must submit such proofs of their qualifications as the Commission may require.

9. (a) Appointment will be made on probation for a period of one year.

(b) If the work or conduct of an officer on probation is in the opinion of Government unsatisfactory, Government may discharge him/her after apprising him/her of the grounds on which it is proposed to do so and giving him/her an opportunity to show cause in writing before such orders are passed:

Provided that a probationer shall have no right of appeal against the orders of his/her discharge if he/she has been given an opportunity to show cause against the discharge and his/her reply has been duly considered.

## APPENDIX I

### LIST OF UNIVERSITIES APPROVED BY THE GOVERNOR GENERAL

#### *Indian Universities*

Any University incorporated by the Act of the Central or of a Provincial Legislature in India.

The University of Mysore.

Osmania University.

The University of Travancore.

The University of Rajputana (A degree in Arts, Science and Agriculture only is accepted at present)

#### *University in Burma*

The University of Rangoon.

#### *English and Welsh Universities*

The Universities of Birmingham, Bristol, Cambridge, Durham, Leeds, Liverpool, London, Manchester, Oxford, Reading, Sheffield and Wales.

#### *Scottish Universities*

The Universities of Aberdeen, Edinburgh, Glasgow, and St. Andrew.

#### *Irish Universities*

The University of Dublin (Trinity College).

The National University of Dublin.

The Queen's University, Belfast.

#### *Universities in Pakistan*

The University of Punjab.

The Dacca University.

## APPENDIX II

### DETAILS REGARDING CONDITIONS OF SERVICE, SALARY, LEAVE, PROVIDENT FUND, ETC., OF THE CENTRAL FISHERIES RESEARCH INSTITUTE

Pay:-

(a) Chief Research Officer —  
Rs. 1,900—60—1,800

(b) Scientific Officers:—

(i) Rs. 600—40—1,000—1,000—1,050— 1,050—1,100—1,100—1,150.	} Senior or junior scale will be determined by Govt with reference to the duties and responsibilities of particular posts
(ii) Rs. 350—350—380—380—30—50—0— E.B.—30—770—40—850	

Conditions of service and leave are those described in Appendix 7-A of the P. and T. Compilation of F. and S Rules, subject to such modifications as may be made by Government from time to time.

No pensionary benefits will be allowed. Those who are ultimately confirmed will be admitted to the benefits of the Contributory Provident Fund (India) with effect from the date of confirmation. Persons recruited on contract basis for a period not less than five years with prospects

of extension will also be eligible for contributing to the Contributory Provident Fund. Conditions governing the Contributory Provident Fund are those as laid down in the Contributory Provident Fund (India) subject to such modifications as may be made by Government from time to time.

V. S KRISHNASWAMI, Dy. Secy.

New Delhi, the 23rd March 1949

**No. F.35-8/Com.-48.**—*Corrigendum.*—In the Ministry of Agriculture, Notification No. F.35-8/Com. 48, dated the 25th January 1949, for "Sri B. Balaram Kurup" please read "Sri P. Balarama Kurup".

New Delhi, the 24th March 1949

**No. F.35-8/Comm.-48** In pursuance of the provisions of section 4(b) of the Indian Coconut Committee Act, 1944, the Government of Orissa have, renominated Shri Jagannatha Misra, to be a member of the Indian Central Coconut Committee, to represent Coconut Growers with effect from 1st April 1949.

New Delhi, the 28th March 1949

**No. F. 37(1)/49-Com.**—Under powers conferred by Rule I of the Rules and Regulations of the Indian Central Sugarcane Committee, the Central Government are pleased to nominate Dr. K. Subbaraju, M.B., B.S., Andalupalle (Vizagapatam District, M. and S. M. Railway) as a member of the Indian Central Sugarcane Committee to represent the growers of Hospet area vice Dr. Naganna Gowd of Karnatak, with effect from 1st April 1949.

S. M SRIVASTAVA, Dy. Secy.

## MINISTRY OF EDUCATION

### RESOLUTION

#### ESTABLISHMENT OF INTERIM INDIAN NATIONAL COMMISSION FOR CO-OPERATION WITH UNESCO

New Delhi, the 26th March 1949

**No. F. 84-92/48-A.I.**—I The Government of India has been the member of the United Nations Educational, Scientific and Cultural Organisation, a Specialized Agency of the United Nations Organisation since its establishment in 1946. Article VII of the Final Act of the United Nations Conference for the establishment of an Educational, Scientific and Cultural Organisation requires that "each Member State shall make such arrangements as suit its particular conditions for the purpose of associating its principal bodies interested in Educational, Scientific and Cultural matters with the work of the Organisation, preferably by the formation of a National Commission broadly representative of the Government and such bodies."

National Commissions or national co-operating bodies, where they exist, shall act in an advisory capacity to their respective delegations to the General Conference and to their Governments in matters relating to the Organisation and shall function as agencies of liaison in all matters of interest to it."

The Government of India has been implementing the policies and programme of Unesco through various measures. But since the implementation of the programme of Unesco requires active participation of the people, it has been felt that the formation of a National Commission representative of the Government and various voluntary organisations working in the fields of education, science and culture is indispensable. Accordingly a Committee was appointed under the chairmanship of the Hon'ble Mr J. B. G. Kher to advise with regard to the formation of an Indian National Commission for Co-operation with Unesco. The recommendations of this Committee were approved by the Central Advisory Board of Education at its meeting held at Allahabad in January 1949 and the Government of India have accepted these recommendations with some modifications. It has consequently been decided to set up an Indian National Commission for Co-operation with Unesco.

**II. Functions.**—The functions of the Indian National Commission will be:—

- (a) to serve as a liaison agency between Unesco and the institutions concerned with and working for the progress of education, science and culture; and
- (b) to act in an advisory capacity to the Government of India in matters relating to Unesco.

**III. Constitution.**—The Composition of the Indian National Commission will be as follows:—

A. 45 representatives of various organisations (15 each as from educational, scientific and cultural organisations) as stated in paragraph IV;

B. 15 distinguished persons to be nominated by the Government of India;

C. 18 officials representing the Central, Provincial and State Governments as follows:

Two representatives of the Ministry of Education;

One representative of the Ministry of External Affairs and Commonwealth Relations;

One representative of the Department of Scientific Research;

One representative of the Ministry of Information and Broadcasting;

Nine representatives of Provincial Governments (Ministers or representatives of the nine Provincial Governments).

Four representatives of States (nominated by the Ministry of States).

The National Commission will elect its President.

(2) The National Commission shall, to begin with, have three Sub-Commissions one each for Education, Science and Culture. Each Sub-Commission shall consist of 15 representatives of organisations, five persons nominated by the Government of India and such official members of the Commission as may be nominated by the Government of India. The National Commission will have the power to constitute any additional Sub-Commission as and when necessary.

(3) The affairs of the National Commission will be managed by an Executive Board which shall consist of 15 members. 9 members of the Executive Board will be selected by the three Sub-Commissions for Education, Science and Culture (three by each) and six, from among the other members of the Commission will be nominated by the Government of India. The Educational Adviser to the Government of India, Ministry of Education, will be the Chairman of the Executive Board, and will preside at its meetings, but when the President of the Commission is a member of the Executive Board and is present at a meeting he shall act as Chairman of the Board.

**IV.** The voluntary Educational, Scientific and Cultural Organisations of an All-India character have been invited to send representatives on the National Commission. The list of such bodies will be periodically reviewed in order to maintain the representative character of the Commission.

**V.** The Indian National Commission for Co-operation with Unesco will be attached to the Ministry of Education. A member of the staff of that Ministry will be the Secretary of the Commission. It will be the function of the Secretary to prepare the agenda for its meetings and attend to all work relating to the Commission.

2. ORDERED also that the Resolution be published in the *Gazette of India* for information.

TARA CHAND, Secy.

#### MINISTRY OF HEALTH

New Delhi, the 26th March 1949

**No. F.10-10/48-MI.**—In exercise of the powers conferred by sub-section (2) of section 32 of the Dentists Act, 1948 (XVI of 1948), and in supersession of the notification of the Government of India in the Ministry of Health No. F. 10-10/48-MI(D), dated the 21st January 1949, the Central Government is pleased to appoint the 30th day of April, 1949, as the date on or before which every application for registration, which shall be accompanied by the prescribed fee of Rs. 15 (Rupees fifteen only), shall be made to the Registration Tribunal constituted for the Provinces of Delhi and Ajmer-Merwara.

J. N. SAKSENA, Under Secy.

New Delhi, the 25th March 1949

**No. F.6-4/49-MII.**—*Corrigendum.*—In the notification of the Government of India in the Ministry of Health No. F. 6-4/49-MII, dated the 28th February 1949, published at page 285 of the *Gazette of India*, Part I, Section 1, dated the 5th March 1949, for “for the first line” occurring in items II and III read “for the first time.”.

P. S. DORASWAMI, Under Secy.

#### MINISTRY OF RAILWAYS

(Railway Board)

ESTABLISHMENT OF INTERIM INDIAN NATIONAL COMMISSION FOR CO-OPERATION WITH UNESCO

New Delhi, the 28th March 1949

**No. 794-TG.**—Whereas in the Railway Board’s Notification No. 1078-T, dated the 9th March 1929, General Rules were made for all railways in British India administered by the Government and for the time being used for the public carriage of passengers, animals or goods.

And whereas the said rules were adopted by the Bara Light Railway, with the sanction of the Railway Board conveyed in their Notification No. 1078-T, dated the 21st August 1929.

And whereas in the Railway Board’s Notification Nos. 794-TG, dated 18th March 1948, 402-TG, dated 8th April 1948, and 808-TG, dated 4th May 1948, certain amendment was made in the said rules as made for railways administered by the Government.

Now therefore, in exercise of the powers conferred by sub-section (4) of section 47 of the Indian Railways Act 1890 (IX of 1890), and by the Notification of the Government of India in the late Department of Commerce and Industry, No. 801, dated the 24th March 1905, the Railway Board hereby sanction the making of the said amendment in the said rules as so adopted by the said railway.

New Delhi, the 29th March 1949

**No. 4853-TC.**—In exercise of the powers conferred by sub-section (2) of section 1 of the Indian Railways (Second Amendment) Act, 1948 (LXV of 1948), the Central Government is pleased to appoint the 4th April 1949 as the date on which the said Act shall come into force.

S. S. RAMASUBBAN, Secy.

#### MINISTRY OF TRANSPORT

New Delhi, the 28th March 1949

**No. 103-E(5)/49.**—In pursuance of section 3 of the Railways (Transport of Goods) Act, 1947 (XII of 1947),

ORDERED that a copy of this Resolution be communicated to all Provincial Governments and Minor Administrations and all Ministries of the Government of India.

and in supersession of all previous notifications on the subject, the Central Government is pleased to authorise with effect from the 1st April 1949, the following officers for the purposes of the said section, namely:—

1. Chief Controller of Railway Priorities, New Delhi.
2. Regional Controller of Railway Priorities, Calcutta.
3. Regional Controller of Railway Priorities, Bombay.
4. Regional Controller of Railway Priorities, Gorakhpur.
5. Regional Controller of Railway Priorities, Delhi.

6. Deputy Regional Controller of Railway Priorities, Calcutta.
7. Deputy Regional Controller of Railway Priorities, Bombay.
8. Chief Operating Superintendent, M. & S. M. Railway, Madras.
9. Chief Traffic Manager, South Indian Railway, Trichinopoly.

S. CHAKRAVARTI, Joint Secy.